THE HON'BLE SRI JUSTICE P.S.NARAYANA

WRIT PETITION NO.12669 of 2006

DATED: 23.06.2006

Between:
M.Rajeshwar Rao .. PETITIONER

versus

The Commissioner, Municipal Corporation,
Guntur. .. RESPONDENT

WRIT PETITION NO.12669 of 2006

ORDER:

Heard both the learned counsel.

2. The Writ Petition is filed praying for the relief of Writ of Mandamus declaring the action of the respondent and his staff in threatening to demolish the petitioner's flat bearing No.8 of Shivaleela Model Palace, situated at 3/2, Ashoknagar, Guntur, as illegal, arbitrary and consequently direct the respondent herein not to demolish the petitioner's flat bearing No.8 of Shivaleela Model Palace, situated at 3/2 Ashoknagar, Guntur and pass such other suitable orders.

3. It is stated that the petitioner purchased the flat on 23.10.1992 and the Government issued G.O.Ms.No.412, Municipal Administration, dated 30.7.1998. It is also further stated that the petitioner submitted his application for regularization on 12.9.1998 and it is said to be joint application by all the flat owners. It is also stated that the respondent issued proceedings regularizing the flats of other flat owners on 20.5.2000. However, the respondent and his subordinates are threatening to proceed with the demolition of the petitioner's flat bearing No.8 of

Shivaleela Model Palace, situated at 3/2, Ashoknagar, Guntur.

4. In the light of the facts and circumstances inasmuch as it is stated that the application for regularization of the flat of the petitioner dated 12.9.1998 is said to be pending, the respondent to consider and pass appropriate orders on the application for regularization and till then not to proceed with any demolition activity.

5. Accordingly the Writ Petition is disposed of. No costs.

23.06.2006

SSR

Issue order copy by Monday.

(BO)